



HON. SYLVIA O. HINDS-RADIX  
Corporation Counsel

THE CITY OF NEW YORK  
**LAW DEPARTMENT**  
100 CHURCH STREET  
NEW YORK, NY 10007

Jay Cullen  
Phone: (212) 356-2079  
jecullen@law.nyc.gov

November 8, 2022

**BY ECF**

Hon. Paul A. Crotty  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

Re: *Lisa Vasquez v. New York City Department of Education*, 22-cv-3360 (PAC)

Dear Judge Crotty:

I am the Assistant Corporation Counsel in the Office of the Corporation Counsel assigned to represent the Department of Education in the above-referenced case wherein Plaintiff wherein Plaintiff alleges that Defendant violated her civil rights pursuant to 42 U.S.C. Section 1983 by failing to provide appropriate special education services, discriminated against her child, violating Section 504 of the Rehabilitation act, and retaliated against the Plaintiff (Dkt. No. 1). On October 27, 2022, the Court held a Pre-Motion Conference in regard to Defendant's intended motion to dismiss and scheduled the Defendant's motion for November 10, 2022. The Defendant now respectfully requests a two-week extension of time to respond to submit the motion because unexpected work obligations have prevented the Defendant from having sufficient time to fully prepare, draft, and review the memorandum of law.

This is Defendant's first request for an extension. Plaintiff consents to a mutual two-week extension and the parties propose the following schedule in light of Defendant's request:

- Defendant's motion to dismiss to be filed by November 23, 2022
- Plaintiff's opposition to be filed by December 19, 2022
- Defendant Reply due on January 3, 2022.

Given the motion should either dismiss the case, or, at the very least, clarify the issues before the Court, a relatively minor extension of this sort is likely to benefit both parties and be judicially economical.

Accordingly, on behalf of the Defendant, I respectfully request an extension of time to file Defendant's motion to dismiss, from November 10 to November 23, 2022.

Thank you for your consideration of this request.

Respectfully submitted,

/s/  
Jay Cullen  
Assistant Corporation Counsel

cc: **by ECF**  
Shaya M. Berger  
Gulkowitz Berger LLP  
4205 Avenue M  
Brooklyn, NY 11234  
212-208-0006  
Email: sberger@gulkowitzberger.com

11/9/2022  
The proposed extension is  
adopted. SO ORDERED.

*Paul A. Cullen*